

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF NEW YORK

-----X	:	
	:	
UNITED STATES OF AMERICA,	:	
	:	
Plaintiff,	:	
	:	<b>STATEMENT OF FEES &amp;</b>
-and-	:	<b>EXPENSES</b>
	:	
THE VULCAN SOCIETY, INC., for itself and on behalf of	:	<b>07-cv-2067 (NGG)(RLM)</b>
its members, and MARCUS HAYWOOD, CANDIDO	:	
NUÑEZ and ROGER GREGG, individually and on behalf	:	
of a class of all others similarly situated,	:	
	:	
Plaintiffs-Intervenors,	:	
	:	
-against-	:	
	:	
THE CITY OF NEW YORK,	:	
	:	
Defendant.	:	
-----X	:	

MARY JO WHITE, Special Master.

This fourth Statement of Fees and Expenses is submitted in accordance with the Court's June 1, 2010 Order Appointing Special Master (the "Appointment Order") (Dkt. No. 448, ¶ 14). The Appointment Order requires that:

Every 60 days, the Special Master shall submit to the court an itemized statement of fees and expenses, which the court will inspect for regularity and reasonableness. If the court determines the itemized statement is regular and reasonable, the court will sign it and transmit it to the parties. The City shall then remit to the Special Master any court-approved amount, within 20 calendar days of court approval.

(*Id.*)

The Special Master and her law firm have agreed to work on a pro bono basis and accordingly, there are no fees to be paid. For the period of November 13, 2010 through January 13, 2011, the Special Master has incurred expenses totaling \$830.64. An itemized list of the expenses is attached as Exhibit 1.

This statement also includes Dr. Pittman's fees and expenses for the months of November and December. For the month of November, Dr. Pittman's fees were \$6,187.50. She had no expenses. For the month of December, her fees were \$6,212.50 and her expenses were \$511.50, for a total of \$6,724.00. Invoices for Dr. Pittman's fees and expenses are attached hereto as Exhibits 2 and 3. These fees fall under the projected monthly fees of between \$7,000 to \$17,000 stated in the Special Master's Application for Approval of Proposed Budget for Special Master's Expert Consultant (Dkt. No. 516), which was approved by the Court on September 3, 2010 (Dkt. No. 519).

Accordingly, the total expenses for the Special Master's work for this period were \$13,742.14. We respectfully request that that Court approve all of these expenses.

/s/ Mary Jo White

Mary Jo White

Dated: January 28, 2011

# Exhibit 1

DEBEVOISE & PLIMPTON LLP

919 Third Avenue  
New York, NY 10022  
Tel 212 909 6000  
Fax 212 909 6836  
www.debevoise.com

***EASTERN DISTRICT OF NEW YORK-Special Master  
Appointment***

01/24/2011

*Disbursements and Charges itemized for the period Nov 13, 2010 to Jan 13, 2011.*

***Detailed Breakdown of Charges and Disbursements***

<b><u>Description</u></b>	<b><u>Amount</u></b>
Word Processing - Non Network	\$53.95
Telephone Conferencing & Outside Vendors	\$130.89
Duplicating	\$621.00
Telephone Toll Calls	\$8.16
Research Information Services - Pacer Service Center	\$2.96
Late Night Transportation	\$13.68
<b>Matter Total</b>	<b>\$830.64</b>

## Exhibit 2

Invoice for Services from:

**The Pittman McLenagan Group, L.C.**

6626-A Wilson Lane  
Bethesda, MD 20817  
301.320.9500

Invoice to:  
Philip A. Fortino  
Debevoise & Plimpton LLP  
919 Third Avenue  
New York, New York 10022

**Billing Hours for Client: NYC v US**  
Nov-10

<b>Project:</b>	Testing Program	
<b>Invoice #:</b>		PHITP Nov-10
<b>Terms:</b>	Net 15	
<b>Inv. Date:</b>	12/6/2010	
<b>Please Remit this Amount:</b>	<b>\$6,187.50</b>	
<b>Remit to:</b>	<b><u>The Pittman McLenagan Group, L.C.</u></b> 6626-A Wilson Lane Bethesda, MD 20817	

Date	Project Description	Hours	Cost
11/1/2010	Communications with C. Dike	0.75	\$187.50
11/2/2010	Call with C. Dike	0.25	\$62.50
11/2/2010	Review of materials	1.00	\$250.00
11/3/2010	Review of materials	0.25	\$62.50
11/4/2010	Call with C. Dike and P. Fortino	0.75	\$187.50
11/5/2010	Review of materials	1.25	\$312.50
11/5/2010	Call with C. Dike	0.50	\$125.00
11/5/2010	Weekly expert call and communications	2.00	\$500.00
11/5/2010	Call with C. Dike	0.50	\$125.00
11/8/2010	Review of materials; Call with C. Dike	0.50	\$125.00
11/12/2010	Weekly expert call	1.50	\$375.00
11/12/2010	Call with C. Dike	0.50	\$125.00
11/15/2010	Call with C. Dike; review of materials	0.50	\$125.00
11/17/2010	Call with C. Dike	0.50	\$125.00
11/15/2010	Review of materials	0.50	\$125.00

11/16/2010 Responding to correspondence	0.25	\$62.50
11/18/2010 Responding to correspondence; reviewing materials	0.25	\$62.50
11/19/2010 Responding to correspondence	0.50	\$125.00
11/19/2010 Review of materials	0.75	\$187.50
11/19/2010 Call with C. Dike	0.50	\$125.00
11/21/2010 Review of materials and correspondence	0.75	\$187.50
11/22/2010 Expert call	1.00	\$250.00
11/23/2010 Review of materials	0.75	\$187.50
11/24/2010 Review of materials	1.00	\$250.00
11/26/2010 Review of correspondence and materials	0.50	\$125.00
11/28/2010 Review of correspondence and materials	0.50	\$125.00
11/29/2010 Review of materials	0.50	\$125.00
11/29/2010 Call with C. Dike	0.5	\$125.00
11/29/2010 Expert call	1	\$250.00
11/29/2010 Review of materials	1	\$250.00
11/29/2010 Call with C. Dike	0.25	\$62.50
11/29/2010 Review of materials	0.5	\$125.00
11/29/2010 Review of materials	1	\$250.00
11/30/2010 Review of materials	0.75	\$187.50
11/30/2010 Call with C. Dike	0.5	\$125.00
11/30/2010 Review of materials	0.75	\$187.50
24.75		\$6,187.50

# Exhibit 3



Invoice for Services from:

**The Pittman McLenagan Group, L.C.**  
**6626-A Wilson Lane**  
**Bethesda, MD 20817**  
**301.320.9500**

Invoice to:  
Philip A. Fortino  
Debevoise & Plimpton LLP  
919 Third Avenue  
New York, New York 10022

**Billing Hours for Client: NYC v US**  
Dec-10

<b>Project:</b>	Testing Program
<b>Invoice #:</b>	PHITP Dec-10
<b>Terms:</b>	Net 15
<b>Inv. Date:</b>	1/5/2011
<b>Please Remit this Amount:</b>	<b>\$6,724.00</b>
<b>Remit to:</b>	<b><u>The Pittman McLenagan Group, L.C.</u></b> 6626-A Wilson Lane Bethesda, MD 20817

Date	Project Description	Hours	Cost
12/1/2010	Meeting in NYC with experts	9.00	\$2,250.00
12/1/2010	Call with C. Dike	0.50	\$125.00
12/3/2010	Weekly call with experts	1.25	\$312.50
12/6/2010	Review of materials	0.25	\$62.50
12/7/2010	Review of materials	0.25	\$62.50
12/8/2010	Review/comment on materials	0.50	\$125.00
12/9/2010	Weekly call with experts	1.00	\$250.00
12/9/2010	Call with C. Dike	0.50	\$125.00
12/13/2010	Review of materials	0.75	\$187.50
12/16/2010	Review of materials	0.25	\$62.50
12/16/2010	Review of materials	1.00	\$250.00
12/17/2010	Weekly call with experts	1.00	\$250.00
12/17/2010	Summary to Special Master	0.25	\$62.50
12/20/2010	Review of materials	0.25	\$62.50
12/20/2010	Call with C. Dike	0.25	\$62.50
12/23/2010	Weekly call with experts	1.50	\$375.00
12/27/2010	Review of materials	1.00	\$250.00
12/28/2010	Weekly call with experts	1.00	\$250.00
12/29/2010	Review of materials	2.00	\$500.00
12/30/2010	Weekly call with experts	1.25	\$312.50
12/27/2010	Discussions with M. McLenagan	0.50	\$125.00
12/27/2010	Discussions with M. McLenagan	0.75	\$150.00
			\$0.00
			\$0.00
			\$0.00
	expenses		\$511.50
	25.00		<b>\$6,724.00</b>